

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 13, 2021

SEAN F. MCAVOY, CLERK

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

ECF DOCUMENT

I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the Western District of Missouri.

Date Filed: 4/13/2021 Paige A. Wymore-Wynn, Clerk
By: *Kenneth Houston* Deputy Clerk

MDL No. 2984

**IN RE: FOLGERS COFFEE MARKETING AND
SALES PRACTICES LITIGATION**

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO -1)

On April 1, 2021, the Panel transferred 4 civil action(s) to the United States District Court for the Western District of Missouri for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* F.Supp.3d (J.P.M.L. 2021). Since that time, no additional action(s) have been transferred to the Western District of Missouri. With the consent of that court, all such actions have been assigned to the Honorable Beth Phillips.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Western District of Missouri and assigned to Judge Phillips.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. § 1407 to the Western District of Missouri for the reasons stated in the order of April 1, 2021, and, with the consent of that court, assigned to the Honorable Beth Phillips.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Western District of Missouri. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Apr 13, 2021

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:

John W. Nichols

John W. Nichols
Clerk of the Panel

**IN RE: FOLGERS COFFEE MARKETING AND
SALES PRACTICES LITIGATION**

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SCHEDULE CTO-1 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
DISTRICT OF COLUMBIA			
DC	1	20-03620	FAHEY v. FOLGERS COFFEE COMPANY
FLORIDA SOUTHERN			
FLS	0	21-60265	Smith v. Walmart, Inc.
TEXAS EASTERN			
TXE	1	21-00009	Thomson v. The J.M. Smucker Company et al
WASHINGTON EASTERN			
WAE	2	21-00021	Marthaller v. JM Smucker Company et al